

1 KEKER & VAN NEST LLP  
ROBERT A. VAN NEST - # 84065  
2 rvannest@kvn.com  
DANIEL PURCELL - # 191424  
3 dpurcell@kvn.com  
EUGENE M. PAIGE - # 202849  
4 epaige@kvn.com  
JUSTINA SESSIONS - # 270914  
5 jsessions@kvn.com  
CODY S. HARRIS - # 255302  
6 charris@kvn.com  
633 Battery Street  
7 San Francisco, CA 94111-1809  
Telephone: 415 391 5400  
8 Facsimile: 415 397 7188

9 Attorneys for Defendant  
GOOGLE INC.

10 [Additional counsel listed under signature block]  
11

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN JOSE DIVISION

15 IN RE: HIGH-TECH EMPLOYEE  
ANTITRUST LITIGATION

Case No. 5:11-cv-2509-LHK

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17 THIS DOCUMENT RELATES TO:  
18 ALL ACTIONS  
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**DEFENDANTS' ADMINISTRATIVE  
MOTION TO SEAL DEFENDANTS'  
OPPOSITION TO PLAINTIFFS' MOTION  
TO COMPEL**

Pursuant to Civil Local Rule 7-11 and 79-5(d), Defendants respectfully request an order allowing the following documents to be filed under seal in their entirety:

1. Defendants' Opposition to Plaintiffs' Motion to Compel; and
2. Declaration of Cody S. Harris in Support of Defendants' Opposition to Plaintiffs' Motion to Compel.

Federal Rule of Civil Procedure 26(c) authorizes the court to seal court documents. Fed. R. Civ. P. 26(c)(1). For non-dispositive motions, the Ninth Circuit allows an exception to the presumption of access to judicial records for "good cause." *Pintos v. Pacific Creditors Assoc.*, 565 F.3d 1106, 1115 (9th Cir. 2009) ("In light of the weaker public interest in nondispositive materials, we apply the 'good cause' standard when parties wish to keep them under seal.").

The Court has already indicated that good cause exists to seal the documents listed above, and has ordered that they be filed under seal. *See* Case Management Conference Hr'g Tr., at 30:7-9 (Mar. 27, 2014) ("MR. VAN NEST: . . . By 'in camera,' we were going to file these under seal." THE COURT: Yes, that's fine."); March 27, 2014 Case Management Order (Dkt. 768). Accordingly, Defendants request that the above-mentioned documents be filed under seal.

Respectfully submitted,

Dated: April 15, 2014

KEKER & VAN NEST LLP

By: /s/ Robert A. Van Nest  
Robert A. Van Nest

Daniel Purcell  
Eugene M. Paige  
Justina Sessions  
Cody S. Harris  
633 Battery Street  
San Francisco, CA 94111  
Telephone: (415) 391-5400  
Facsimile: (415) 397-7188

1 Dated: April 15, 2014

MAYER BROWN LLP

2  
3 By: /s/ Lee H. Rubin

4 Lee H. Rubin

5 Edward D. Johnson  
6 Donald M. Falk  
7 Two Palo Alto Square  
8 3000 El Camino Real, Suite 300  
9 Palo Alto, CA 94306-2112  
10 Telephone: (650) 331-2057  
11 Facsimile: (650) 331-4557

12 *Attorneys for Defendant GOOGLE INC.*

13 Dated: April 15, 2014

O'MELVENY & MYERS LLP

14 By: /s/ Michael F. Tubach

15 Michael F. Tubach

16 George Riley  
17 Christina J. Brown  
18 Two Embarcadero Center, 28th Floor  
19 San Francisco, CA 94111  
20 Telephone: (415) 984-8700  
21 Facsimile: (415) 984-8701

22 *Attorneys For Defendant APPLE INC.*

1 Dated: April 15, 2014

JONES DAY

3 By: /s/ David C. Kiernan

4 David C. Kiernan

5 Robert A. Mittelstaedt  
6 Lin W. Kahn  
7 555 California Street, 26th Floor  
8 San Francisco, CA 94104  
9 Telephone: (415) 626-3939  
10 Facsimile: (415) 875-5700

*Attorneys for Defendant ADOBE SYSTEMS, INC.*

11 Dated: April 15, 2014

MUNGER TOLLES & OLSON LLP

12 By: /s/ Gregory P. Stone

13 Gregory P. Stone

14 355 South Grand Avenue, 35th Floor  
15 Los Angeles, CA 90071-1560  
16 Telephone: (213) 683-9100  
17 Facsimile: (213) 687-3702

*Attorneys for Defendant INTEL CORPORATION*

18 **CONCURRENCE**

19 I, Robert A. Van Nest, am the ECF user whose ID and password are being used to file this  
20 DEFENDANTS' ADMINISTRATIVE MOTION TO SEAL DEFENDANTS' OPPOSITION TO  
21 PLAINTIFFS' MOTION TO COMPEL. In compliance with General Order 45, X.B., I hereby  
22 attest that Lee H. Rubin, Michael F. Tubach, David C. Kiernan, and Gregory P. Stone have  
23 concurred in this filing.  
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